IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

THURSDAY, THE 26TH JULY 2007 / 4TH SRAVANA 1929

WP(C).No. 20090 of 2007(N)

PETITIONER:

DR.A.DORATHY, LECTURER IN ELECTRONICS & COMMUNICATIONS, GOVT.COLLEGE OF ENGINEERING, TRIVANDRUM.

BY ADV. SRI.N.NANDAKUMARA MENON
SRI.P.K.MANOJKUMAR

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED BY THE PRINCIPAL SECRETARY TO GOVERNMENT, HIGHER EDUCATION (G) DEPARTMENT, SECRETARIAT, TRIVANDRUM.

2. THE DIRECTOR OF TECHNICAL EDUCATION, TRIVANDRUM.

3. PRINCIPAL, GOVT. COLLEGE OF ENGINEERING SREEKARYAM, TRIVANDRUM.

BY GOVERNMENT PLEADER SRI.A.J.VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K.BASHEER, J.

W.P.(C)No.20090 OF 2007

Dated this the 26th day of July, 2007

JUDGMENT

Petitioner who is working as Lecturer in Electronics and Communication in the Government College of Engineering at Trivandrum, has got a grievance that her merit has not been recognized while making selection to the post of Assistant Professor and Professor. It appears that the selection committee did not include the name of the petitioner in the select list while some of her junior colleagues were given the nod. Petitioner has given her credentials in extenso in the writ petition which according to her could not have been overlooked by the selection committee. She has also raised various contentions in support of her plea that she was one of the most meritorious candidate eligible for promotion, if not the only meritorious.

2. I do not propose to deal with any of the above contentions at this stage, in view of the limited prayer made by the learned counsel for the petitioner at the Bar. Similarly, I make it clear that I have not considered the claim made by the petitioner for regularizing the period of her service from January 1, 2002 to

November 14, 2002 and also to grant her six increments on acquisition of Masters and Phd. Degrees.

In the above facts and circumstances, the writ petition is disposed of with a direction to respondent no.1 to consider and pass orders on Ext.P6 appeal which is stated to have been preferred by the petitioner against her non-inclusion in the select list. Respondent shall take a decision in the matter strictly on its merit and in accordance with law as expeditiously as possible, at any rate, within two months from the date of receipt of a copy of this judgment. Needless to mention, respondent no.1 shall ensure that petitioner is afforded sufficient opportunity to be heard before any decision is taken in the matter. It will be open to the petitioner to file an additional representation with regard to her claims for regularization of the period of leave and for increment. If such an additional representation is received within one month from today, the same shall also be considered along with Ext.P6.

A.K.BASHEER, JUDGE

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